

HOUSE STANDING COMMITTEE ON EDUCATION

Wednesday, December 6, 2006

10:30 a.m.

326 House Office Building

Representative Brian Palmer, Chair, called the meeting to order.

MEMBERS PRESENT: Representatives Palmer, Gosselin, Meyer, Hoogendyk, Vander Veen, Wenke, Ball, Hildenbrand, Pearce, Proos, Hopgood, Miller, Angerer, Lemmons, III, Virgil Smith, Clack, Vagnozzi and Polidori.

Representative Clack moved to excuse the absent member.

Representative Robertson supported the motion.

There being no objection, the motion prevailed by unanimous consent.

MEMBER ABSENT/EXCUSED: Representative Mortimer.

Representative Vander Veen moved to approve the minutes of the November 29, 2006 meeting.

Representative Robertson supported the motion.

There being no objection, the motion prevailed by unanimous consent.

The **Chair** laid HB 5890 before the committee.

HB 5890 Espinoza Public employees and officers; ethics; school board member
volunteer service in school district; allow under certain conditions.

Representative Espinoza explained his bill to the committee. Questions and discussion followed.

The following testified in support of SB 5890.

Brian Mellstead, representing the Sandusky Community Schools

Don Wotruba, representing the Michigan Association of School Boards

The following submitted testimony cards indicating support for SB 5890, but did not speak.

Don Olendorf, representing the Michigan Small and Rural Schools

Bob Morris, representing the Michigan Department of Education

Louise Somalski, representing the Michigan Federation of Teachers and School Related Personnel, submitted a testimony card indicating a neutral position on SB 5890, but did not speak.

Brian Whiston, representing the Oakland Intermediate School District, submitted a testimony card indicating opposition to SB 5890, but did not wish to speak.

Representative Angerer moved, supported by **Representative Gosselin**, to amend HB 5890 as follows:

1. Amend page 4, line 7, after "**IF**" by striking out "**ALL**" and inserting "**BOTH**".
2. Amend page 4, line 9, by striking out all of subdivision (**A**).
3. Amend page 4, line 11, by striking out "**(B)**" and inserting "**(A)**".
4. Amend page 4, line 13, by striking out "**(C)**" and inserting "**(B)**".
5. Amend page 4, line 16, by striking out all of subdivision (**D**).

The motion prevailed by a vote of 14-0-0.

FAVORABLE ROLL CALL:

Yeas: Representatives Palmer, Gosselin, Wenke, Ball, Hildenbrand, Pearce, Proos, Robertson, Hopgood, Miller, Angerer, Virgil Smith, Vagnozzi and Polidori,

Nays: None,

Pass: None.

Representative Proos moved, supported by Representative Gosselin, to report out HB 5890 as substitute (H-1) with recommendation.

The motion prevailed by a vote of 17-1-0.

FAVORABLE ROLL CALL:

Yeas: Representatives Palmer, Gosselin, Hoogendyk, Vander Veen, Wenke, Ball, Hildenbrand, Pearce, Proos, Robertson, Hopgood, Miller, Angerer, Virgil Smith, Clack, Vagnozzi and Polidori,

Nays: Representative Meyer,

Pass: None.

HB 5890 reported out as substitute (H-1) with recommendation.

The **Chair** laid HB 5963 before the committee.

HB 5963	Elsenheimer	Education; teachers; exception to teaching certificate requirement for individuals teaching in a field related to their degree; allow
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under certain conditions.

Representative Elsenheimer explained his bill to the committee. Questions and discussion followed.

The following testified in support of HB 5963.

Don Olendorf, representing the Michigan Small and Rural Schools
Bob Morris, representing the Michigan Department of Education

Louise Somalski, representing the Michigan Federation of Teachers and School Related Personnel, testified in opposition to SB 5890.

David W. Michelson, representing the Michigan Education Association, submitted a testimony card indicating opposition to SB 5890, but did not wish to speak.

Representative Vander Veen moved, supported by Representative Clack, to adopt substitute (H-2) for HB 5963.

The motion prevailed by a vote of 18-0-0.

FAVORABLE ROLL CALL:

Yeas: Representatives Palmer, Gosselin, Meyer, Hoogendyk, Vander Veen, Wenke, Ball, Hildenbrand, Pearce, Proos, Robertson, Hopgood, Miller, Angerer, Virgil Smith, Clack, Vagnozzi and Polidori,

Nays: None,

Pass: None.

Representative Proos moved, supported by Representative Miller, to amend HB 5963 (H-2) as follows:

1. Amend page 3, following line 1, by inserting:
“(4) Except as provided in subsection (5), the board of a local or intermediate school district shall not engage a full-time or part-time noncertificated, nonendorsed teacher to teach a course described in subsection (1) if the district is able to engage able to engage a certificate, endorsed teacher.” and renumbering the remaining subsections.

The motion prevailed by a vote of 18-0-0.

FAVORABLE ROLL CALL:

Yeas: Representatives Palmer, Gosselin, Meyer, Hoogendyk, Vander Veen, Wenke, Ball, Hildenbrand, Pearce, Proos, Robertson, Hopgood, Miller, Angerer, Virgil Smith, Clack, Vagnozzi and Polidori,

Nays: None,

Pass: None.

Representative Miller moved, supported by Representative Virgil Smith, to amend HB 5963 (H-2) as follows:

1. Amend page 2, following line 10, by inserting:

“(c) If the teacher desires to teach for more than 1 year, has passed both a basic skills examination and a subject area examination, if a subject area examination exists, in the field of specialization in which he or she will teach.”

The motion prevailed by a vote of 18-0-0.

FAVORABLE ROLL CALL:

Yeas: Representatives Palmer, Gosselin, Meyer, Hoogendyk, Vander Veen, Wenke, Ball, Hildenbrand, Pearce, Proos, Robertson, Hopgood, Miller, Angerer, Virgil Smith, Clack, Vagnozzi and Polidori,

Nays: None,

Pass: None.

Representative Vander Veen moved, supported by Representative Robertson, to report HB 5963 as substitute (H-3) with recommendation.

The motion prevailed by a vote of 12-2-4.

FAVORABLE ROLL CALL:

Yeas: Representatives Palmer, Gosselin, Meyer, Hoogendyk, Vander Veen, Wenke, Ball, Hildenbrand, Proos, Robertson, Miller, Angerer,

Nays: Representatives Virgil Smith and Vagnozzi,

Pass: Representatives Pearce, Hopgood, Clack and Polidori.

HB 5963 reported with recommendation as substitute (H-3).

The **Chair** laid HB 6287 before the committee.

HB 6287	Pastor	Education; school districts; conflict of interest policy for board members and administrators and policy concerning use of public funds; require school districts to adopt and implement.
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Representative Pastor explained his bill to the committee. Questions and discussion followed.

Tyrone Sander, representing the Detroit Public Schools, testified in opposition to HB 6287.

Don Wotruba, representing the Michigan Association of School Boards, testified in opposition to HB 6287. Questions and discussion followed.

Don Olendorf, representing the Michigan Small and Rural Schools, submitted a testimony card indicating a neutral position on HB 6287, but did not wish to speak.

The following submitted testimony cards indicating opposition to HB 6287, but did not wish to speak:

Brad Biladeau, representing the Michigan Association of School Administrators
Louise Somalski, representing the Michigan Federation of Teachers and School Related Personnel
Don Wotruba, representing the Michigan Association of School Boards

Representative Virgil Smith moved, supported by **Representative Hopgood**, to amend **HB 6287** as follows:

1. Amend page 6, following line 4, by inserting:
“(9) THIS SECTION DOES NOT APPLY TO A SCHOOL DISTRICT THAT IS A SCHOOL DISTRICT OF THE FIRST CLASS OR TO THE SCHOOL BOARD OF A SCHOOL DISTRICT THAT IS A SCHOOL DISTRICT OF THE FIRST CLASS.”

The motion did not prevail by a vote of 4-11-3.

UNFAVORABLE ROLL CALL:

Yeas: Representatives Hopgood, Virgil Smith, Clack and Vagnozzi,
Nays: Representatives Palmer, Gosselin, Meyer, Hoogendyk, Vander Veen, Wenke, Ball, Hildenbrand, Pearce, Proos and Robertson,
Pass: Representatives Miller, Angerer and Polidori.

Representative Gosselin moved, supported by Representative Hoogendyk, to report HB 6287 with recommendation.

The motion prevailed by a vote of 11-6-1.

FAVORABLE ROLL CALL:

Yeas: Representatives Palmer, Gosselin, Meyer, Hoogendyk, Vander Veen, Wenke, Ball, Hildenbrand, Pearce, Proos, Robertson,
Nays: Representatives Hopgood, Miller, Virgil Smith, Clack, Vagnozzi and Polidori,
Pass: Representative Angerer.

HB 6287 reported out with recommendation.

The **Chair** laid HB 6528 before the committee.

HB 6528 Pavlov Labor; public service employment; changes in provisions concerning teacher strikes; provide for.

Representative Pavlov explained his bill to the committee. Questions and discussion followed.

The following testified in opposition to HB 6528:

Nick Ciaramitaro, representing the American Federation of State and County Municipal Employees

Louise Somalski, representing the Michigan Federation of Teachers and School Related Personnel

Robert Morris, representing the Michigan Department of Education

The following submitted testimony cards indicating opposition to HB 6528, but did not wish to speak:

Stephanie Johnson-Wuttke, representing the International Union of Operating Engineers Local 547

Lisa Canada, representing the International Union of Operating Engineers

David W. Michelson, representing the Michigan Education Association

Ken Fletcher, representing the Michigan AFL-CIO

The following submitted testimony cards indicating support for HB 6528, but did not wish to testify:

Kathleen Merry, representing the Wayne County Regional Educational Service Agency

Tyrone Sander, representing the Detroit Public Schools

Representative Vander Veen moved, supported by Representative Pearce, to adopt substitute (H-1) for HB 6528.

The motion prevailed by a vote of 14-4-0.

FAVORABLE ROLL CALL:

Yeas: Representatives Palmer, Gosselin, Meyer, Hoogendyk, Vander Veen, Wenke, Ball, Hildenbrand, Pearce, Proos, Robertson, Hopgood, Miller and Angerer,

Nays: Representatives Virgil Smith, Clack, Vagnozzi and Polidori,

Pass: None.

Representative Vander Veen moved, supported by Representative Robertson, to report HB 6528 as substitute (H-1) with recommendation.

The motion prevailed by a vote of 10-6-1.

FAVORABLE ROLL CALL:

Yeas: Representatives Palmer, Gosselin, Meyer, Hoogendyk, Vander Veen, Wenke, Hildenbrand, Pearce, Proos and Robertson,

Nays: Representatives Hopgood, Miller, Angerer, Virgil Smith, Clack, Vagnozzi and Polidori,

Pass: Representative Ball.

HB 6528 reported with recommendation as substitute (H-1).

The chair laid SB 1427 before the committee.

SB 1427 Kuipers Education; graduation requirements; certain technical changes to requirements for high school graduation; provide for.

Anne Blankenhorn, representing Senator Kuiper's Office, explained SB 1427 to the committee.

The following submitted testimony cards indicating support of SB 1427, but did not speak:

Nancy Stanley, representing the Michigan Elementary and Middle School Principals Association

Matt Tomasiewicz, representing the Intermediate School Districts of Ottawa, Muskegon, Kalamazoo

Brian Whiston, representing the Oakland Intermediate School District

Don Olendorf, representing the Michigan Small and Rural Schools

Kathleen Merry, representing the Wayne County Regional Educational Service Agency

Don Wotruba, representing the Michigan Association of School Boards

Noah Smith, representing the Association of Michigan School Counselors

Gayle Green, representing the Intermediate School District of Macomb

Ellen Hoekstra, representing the Michigan Association of School Psychologist and the Michigan Association of School Social Workers

Robert Morris, representing the Michigan Department of Education

Tyrone Sander, representing the Detroit Public Schools

Bob Morris, representing the Michigan Department of Education

With no further business to come before the committee, the Chair adjourned the meeting, the time being 1:00 p.m.

Representative Brian Palmer, Chair

David Mead
Committee Clerk
December 6, 2006

Date Approved and Signed

Proposed